

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

2006 JUN 13 P 3:52

**DAVID EMERSON,**

Plaintiff,

vs.

**GUIDANT CORPORATION,  
GUIDANT SALES  
CORPORATION, and Sales  
representatives, CARDIAC  
PACEMAKERS, INC., and  
Fictitious Defendants A, B, C, D, E,  
F, being those persons, Sales  
Representatives, firms or  
corporations whose fraud, scheme to  
defraud, negligence and/or other  
wrongful conduct caused or  
contributed to the Plaintiff's injuries  
and damages, and whose true names  
and identities are presently  
unknown to the Plaintiff but will be  
substituted by amendment when  
ascertained,**

Defendants.

CLARA P. WACKETT, CLERK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALABAMA

Case Number 2:06cv525-1D

**RULE 7.1 STATEMENT**

Pursuant to Fed. R. Civ. P. 7.1(a), Defendants Guidant Corporation, Guidant Sales Corporation and Cardiac Pacemakers, Inc. state the following:

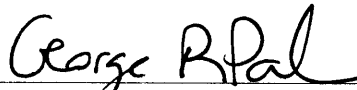
1. Effective as of April 21, 2006, Guidant Corporation is a wholly-owned subsidiary of Boston Scientific Corporation. Based on currently available information, no publicly held company or investment fund holds a 10% or greater ownership interest in Boston Scientific Corporation.

2. Defendant Guidant Sales Corporation is a wholly-owned subsidiary of Cardiac Pacemakers, Inc., which is a wholly-owned subsidiary of Guidant Corporation, which, as noted above is a wholly-owned subsidiary of Boston Scientific Corporation.

3. Defendant Cardiac Pacemakers, Inc. is a wholly-owned subsidiary of Guidant Corporation, which, as noted above is a wholly-owned subsidiary of Boston Scientific Corporation.

Respectfully submitted this the 13 day of June 2006.

Respectfully submitted,



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Attorneys for Defendants Guidant  
Corporation, Guidant Sales Corporation and  
Cardiac Pacemakers, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing via U.S.  
Mail, on this 13 day of June, 2006, to the following:

Thomas P. Melton  
Alvis & Willingham, LLP  
1400 Urban Center Drive, Ste. 475  
Birmingham, Alabama 35242  
*Counsel for Plaintiff*

  
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OF COUNSEL